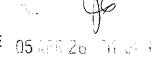
IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TENNESSEE WESTERN DIVISION



CLERK, U.S. C. J. C. W.D. OF TN, MLMPHIS

UNITED STATES OF AMERICA,

Plaintiff

VS.

CR. NO. 04-20289-B

BARRY FERGUSON,

Defendant.

ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY AND SETTING

This cause came on for a report date on April 25, 2005. At that time, counsel for the defendant requested a continuance of the May 2, 2005 trial date in order to allow for additional preparation in the case.

The Court granted the request and reset the trial date to June 6, 2005 with a <u>report</u> date of *Tuesday*, May 31, 2005, at 9:30 a.m., in <u>Courtroom 1, 11th Floor</u> of the Federal Building, Memphis, TN.

The period from May 13, 2005 through June 17, 2005 is excludable under 18 U.S.C. § 3161(h)(8)(iv) because the ends of justice served in allowing for additional time to prepare outweigh the need for a speedy trial.

IT IS SO ORDERED this 26 day of April, 2005.

DANIEL BREEN

UNITED STATES DISTRICT JUDGE





Notice of Distribution

This notice confirms a copy of the document docketed as number 39 in case 2:04-CR-20289 was distributed by fax, mail, or direct printing on April 28, 2005 to the parties listed.

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Honorable J. Breen US DISTRICT COURT